

## Remarks

The above Amendments and these Remarks are in addition to the Amendments and Remarks made in Applicant's Response B mailed May 20, 2002, in reply to the Final Office Action mailed March 21, 2001 and in reply to the Advisory Action mailed June 20, 2002. No fee is due for the addition of any new claims. A Petition for Extension of Time to Respond is submitted herewith, together with the appropriate fee.

Claims 31-56 were pending in the Application prior to the outstanding Office Action. In the Office Action, the Examiner rejected Claims 31-56. Applicants' Response B cancelled Claim 31, re-wrote Claim 32 in independent form, and amended Claim 35 to depend from Claim 32, leaving for the Examiner's consideration Claims 32-56. The present Response amends Claims 32-35, leaving for the Examiner's present consideration Claims 32-56. Reconsideration of the rejections is requested.

### I. Summary of Examiner's Rejections

Claims 31-56 were rejected under 35 U.S.C. §102(e) as being anticipated by *Kaufman* (U.S. Patent No. 6,034,621).

### II. Summary of Applicant's Response

Claims 32-35 have been amended.

### III. Response to Rejections

This Response C is in addition to the Response B filed May 20, 2002 that is requested to be entered and considered. In particular this Response C addresses the Examiner's statement in the Advisory Action that "Arguments, particularly with respect to claims 31, 36, 39, 41, and 45 are not persuasive. *Kaufman* teaches the same functionality of wireless remote synchronization of data files on separate computers (see the title and abstract)." *Advisory Action* mailed June 20, 2002, p. 2.

As discussed in Response B, *Kaufman* teaches wireless remote synchronization of data between a Personal Computer ("PC") and a Personal Digital Assistant ("PDA"). *Kaufman*, Title. As cited by the

Examiner, synchronization of data in *Kaufman* occurs “after each update or change to either data file. Thus, as a data base cell is changed in either data file. . . the same changes are mirrored to the other data file.” *Id.*, col. 4, lines 31-37. However, the claims go farther.

A. Claims 32-35

Claim 32 includes the additional limitations of “selecting on said first computer at least one file type to monitor; monitoring said first computer for modifications to files of said selected file type; recording a file identification responsive to a modification to a file of said selected file type; identifying on said second computer a corresponding file identification representative of said recorded file identification.”

While *Kaufman* teaches wirelessly synchronizing files, there is no discussion of selectively monitoring a particular file type and only synchronizing modifications to files of that type, as called for in amended Claim 32.

Thus, since *Kaufman* fails to teach each of the limitations of amended Claim 32, *Kaufman* cannot anticipate Claim 32. Likewise, Claims 33-35 each depend from independent Claim 32 and cannot be anticipated by *Kaufman* for at least the same reasons. Accordingly, withdrawal of the Examiner’s rejection of Claims 32-35 under 35 U.S.C. §102(e) is requested.

B. Claims 36-56

Applicant has requested that Response B be entered and considered and relies on the arguments presented therein regarding Claims 36-56.

IV. Conclusion

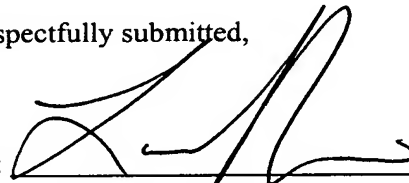
In light of the above, and the amendments and remarks presented in previously un-entered Response B mailed May 20, 2002, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and a Notice of Allowance is requested. The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

Enclosed is a PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136 for extending the time to respond up to and including July 22, 2002.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Date: 07/22/02

Respectfully submitted,

By:   
Larry T. Harris  
Reg. No. 44,745

FLIESLER DUBB MEYER & LOVEJOY LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800

## APPENDIX

### In the Claims:

32. (Twice Amended). A method for synchronizing [information] a file type between a first computer and a second computer, comprising the steps of:

selecting on said first computer at least one file type to monitor;

[selecting an item of information stored on said first computer] monitoring said first computer for modifications to files of said selected file type;

recording a file identification responsive to a modification to a file of said selected file type;

identifying on said second computer a corresponding file identification representative of said recorded file identification [item of information stored on said second computer];

determining, subsequent to said step of identifying [a corresponding item of information], whether said modified file on said first computer [selected item of information] is more recent than said [corresponding item of information] identified file on said second computer; and,

replacing said [corresponding item of information] identified file [stored] on said second computer with said [selected item of information] modified file [stored] on said first computer, only if it is determined that said [selected item of information] modified file on said first computer is more recent than said [corresponding item of information] identified file on said second computer.

33. (Once Amended). The method of Claim 32, wherein the step of replacing includes the step of:

replacing said [selected item of information stored] modified file on said first computer with said [corresponding item of information stored] identified file on said second computer, if it is determined that said [selected item of information] modified file on said first computer is not more recent than said [corresponding item of information] identified file on said second computer.

34. (Once Amended). The method of Claim 32, wherein said step of determining includes the steps of:

accessing a first date and time associated with said [selected item of information] modified file;

accessing a second date and time associated with said [corresponding item of information] identified file on said second computer; and,

determining if said first date and time is more recent than said second date and time.

35. (Twice Amended). The method of Claim 32, wherein said step of replacing said [corresponding item of information stored] identified file on said second computer with said [selected item of information stored] modified file on said first computer, replaces said [corresponding item of information] identified file on said second computer with a copy of said [selected item of information] modified file.